



Attorney Docket No. \_\_\_\_\_

Patent  
034082-005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Istvan Szelenyi et al.

Group Art Unit: 1617

Application No.: 10/089,449

Examiner: SHAOJIA A JIANG

Filing Date: June 28, 2002

Confirmation No.: 9422

Title: NOVEL COMBINATION OF LOTEPRREDNOL B2-ADRENOCEPTOR AGONISTS

REQUEST FOR CONTINUED EXAMINATION  
TRANSMITTAL LETTER

MAIL STOP RCE

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Customer Number 21839

Sir:

Applicant(s) requests continued examination under 37 C.F.R. § 1.114 and enclose the

\$395.00 (2801)  \$790.00 (1801) fee due under 37 C.F.R. § 1.17(e).

1.  A. Applicant(s) requests that any previously unentered after final amendments not be entered.  
Continued examination is requested based on the enclosed documents identified in item 2 below.  
 B. Applicant(s) previously submitted the following documents for which continued examination is requested:  
 Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on \_\_\_\_\_  
 Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_  
 Other: \_\_\_\_\_  
\_\_\_\_\_
2. The following documents are enclosed with this submission:  
 Amendment/Reply.  
 Affidavit(s)/Declaration(s).  
 Information Disclosure Statement (IDS).  
 A Petition for Extension of Time.  
 Other: \_\_\_\_\_  
\_\_\_\_\_

05/18/2005 JADDO1 00000008 10089449

01 FC:1801 790.00 0P

3.  Small entity status is hereby claimed.  
 No additional claim fee is required.  
 The fee is calculated below on the basis of the highest number of claims already paid for in this application prior to this submission:

CLAIMS					
	No. of Claims		Extra Claims	Rate	Fee
Examination Fee (1801)					\$ 790.00
Total Claims		MINUS =	0	x \$50.00 (1202) =	\$ 0.00
Independent Claims		MINUS =	0	x \$200.00(1201) =	\$ 0.00
If multiple dependent claims are presented, add \$360.00 (1203)					
Total Fee					\$ 790.00
<input type="checkbox"/> Small Entity Status claimed - subtract 50% of Total Application Fee					\$ 0.00
<b>TOTAL FEE DUE</b>					<b>\$ 790.00</b>

4.  A check in the amount of \$ 790.00 is enclosed for the fee due.  
5.  Charge \_\_\_\_\_ to Deposit Account No. 02-4800 for the fee due.  
6.  Charge \_\_\_\_\_ to credit card. Form PTO-2038 is attached.  
7.  Applicant(s) requests suspension of action by the Office until at least \_\_\_\_\_, which does not exceed three months from the filing of this RCE, in accordance with 37 C.F.R. § 1.103(c). The required fee under 37 C.F.R. § 1.17(i) is enclosed.

The Director is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

By



Deborah H. Yellin

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Filed: May 17, 2005

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

O I P E  
MAY 17 2005  
SCT:3  
PATENT & TRADEMARK OFFICE  
In re Patent Application of ) Mail Stop RCE  
Istvan SZELENYI et al. ) Group Art Unit: 1617  
Application No.: 10/089,449 ) Examiner: SHAOJIA A. JIANG  
Filed: June 28, 2002 ) Confirmation No.: 9422  
For: NOVEL COMBINATION OF )  
LOTEPREDNOL  $\beta$ 2- )  
ADRENOCEPTOR AGONISTS )

**AMENDMENT TO ACCOMPANY REQUEST FOR CONTINUED EXAMINATION  
PURSUANT TO 37 C.F.R. § 1.114**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In complete response to the Office Action dated March 30, 2005, and further to the Notice of Appeal and Petition for Extension of Time filed April 15, 2005, extending the time to respond to May 17, 2005, Applicants submit herewith the following Amendment to Accompany Request for Continued Examination Pursuant to 37 C.F.R. § 1.114.